

NOTICE OF OFFICE OF MANAGEMENT AND BUDGET ACTION

Madeleine Clayton 03/11/2002
Departmental Forms Clearance Officer
Office of the Chief Information Officer
14th and Constitution Ave. NW.
Room 6086
Washington, DC 20230

In accordance with the Paperwork Reduction Act, OMB has taken the following action on your request for approval of the reinstatement of an information collection received on 01/10/2002.

TITLE: Pacific Albacore Logbook

AGENCY FORM NUMBER(S): 88-197

ACTION : APPROVED

OMB NO.: 0648-0223

EXPIRATION DATE: 03/31/2005

BURDEN	RESPONSES	BURDEN HOURS	BURDEN COSTS
Previous	0	0	0
New	400	400	0
Difference	400	400	0
Program Change		400	0
Adjustment		0	0

TERMS OF CLEARANCE: None

NOTE: The agency is required to display the OMB control number and inform respondents of its legal significance (see 5 CFR 1320.5(b)).

OMB Authorizing Official Title

Donald R. Arbuckle Deputy Administrator, Office of
Information and Regulatory Affairs

PAPERWORK REDUCTION ACT SUBMISSION

Please read the instructions before completing this form. For additional forms or assistance in completing this form, contact your agency's Paperwork Clearance Officer. Send two copies of this form, the collection instrument to be reviewed, the supporting statement, and any additional documentation to: Office of Information and Regulatory Affairs, Office of Management and Budget, Docket Library, Room 10102, 725 17th Street NW, Washington, DC 20503.

1. Agency/Subagency originating request	2. OMB control number b. <input type="checkbox"/> None a. _____ - _____
3. Type of information collection (<i>check one</i>) a. <input type="checkbox"/> New Collection b. <input type="checkbox"/> Revision of a currently approved collection c. <input type="checkbox"/> Extension of a currently approved collection d. <input type="checkbox"/> Reinstatement, without change, of a previously approved collection for which approval has expired e. <input type="checkbox"/> Reinstatement, with change, of a previously approved collection for which approval has expired f. <input type="checkbox"/> Existing collection in use without an OMB control number For b-f, note Item A2 of Supporting Statement instructions	4. Type of review requested (<i>check one</i>) a. <input type="checkbox"/> Regular submission b. <input type="checkbox"/> Emergency - Approval requested by _____ / _____ / _____ c. <input type="checkbox"/> Delegated 5. Small entities Will this information collection have a significant economic impact on a substantial number of small entities? <input type="checkbox"/> Yes <input type="checkbox"/> No 6. Requested expiration date a. <input type="checkbox"/> Three years from approval date b. <input type="checkbox"/> Other Specify: _____ / _____
7. Title	
8. Agency form number(s) (<i>if applicable</i>)	
9. Keywords	
10. Abstract	
11. Affected public (<i>Mark primary with "P" and all others that apply with "x"</i>) a. <input type="checkbox"/> Individuals or households d. <input type="checkbox"/> Farms b. <input type="checkbox"/> Business or other for-profit e. <input type="checkbox"/> Federal Government c. <input type="checkbox"/> Not-for-profit institutions f. <input type="checkbox"/> State, Local or Tribal Government	12. Obligation to respond (<i>check one</i>) a. <input type="checkbox"/> Voluntary b. <input type="checkbox"/> Required to obtain or retain benefits c. <input type="checkbox"/> Mandatory
13. Annual recordkeeping and reporting burden a. Number of respondents _____ b. Total annual responses _____ 1. Percentage of these responses collected electronically _____ % c. Total annual hours requested _____ d. Current OMB inventory _____ e. Difference _____ f. Explanation of difference 1. Program change _____ 2. Adjustment _____	14. Annual reporting and recordkeeping cost burden (<i>in thousands of dollars</i>) a. Total annualized capital/startup costs _____ b. Total annual costs (O&M) _____ c. Total annualized cost requested _____ d. Current OMB inventory _____ e. Difference _____ f. Explanation of difference 1. Program change _____ 2. Adjustment _____
15. Purpose of information collection (<i>Mark primary with "P" and all others that apply with "X"</i>) a. <input type="checkbox"/> Application for benefits e. <input type="checkbox"/> Program planning or management b. <input type="checkbox"/> Program evaluation f. <input type="checkbox"/> Research c. <input type="checkbox"/> General purpose statistics g. <input type="checkbox"/> Regulatory or compliance d. <input type="checkbox"/> Audit	16. Frequency of recordkeeping or reporting (<i>check all that apply</i>) a. <input type="checkbox"/> Recordkeeping b. <input type="checkbox"/> Third party disclosure c. <input type="checkbox"/> Reporting 1. <input type="checkbox"/> On occasion 2. <input type="checkbox"/> Weekly 3. <input type="checkbox"/> Monthly 4. <input type="checkbox"/> Quarterly 5. <input type="checkbox"/> Semi-annually 6. <input type="checkbox"/> Annually 7. <input type="checkbox"/> Biennially 8. <input type="checkbox"/> Other (describe) _____
17. Statistical methods Does this information collection employ statistical methods <input type="checkbox"/> Yes <input type="checkbox"/> No	18. Agency Contact (person who can best answer questions regarding the content of this submission) Name: _____ Phone: _____

19. Certification for Paperwork Reduction Act Submissions

On behalf of this Federal Agency, I certify that the collection of information encompassed by this request complies with 5 CFR 1320.9

NOTE: The text of 5 CFR 1320.9, and the related provisions of 5 CFR 1320.8(b)(3), appear at the end of the instructions. *The certification is to be made with reference to those regulatory provisions as set forth in the instructions.*

The following is a summary of the topics, regarding the proposed collection of information, that the certification covers:

- (a) It is necessary for the proper performance of agency functions;
- (b) It avoids unnecessary duplication;
- (c) It reduces burden on small entities;
- (d) It used plain, coherent, and unambiguous terminology that is understandable to respondents;
- (e) Its implementation will be consistent and compatible with current reporting and recordkeeping practices;
- (f) It indicates the retention period for recordkeeping requirements;
- (g) It informs respondents of the information called for under 5 CFR 1320.8(b)(3):
 - (i) Why the information is being collected;
 - (ii) Use of information;
 - (iii) Burden estimate;
 - (iv) Nature of response (voluntary, required for a benefit, mandatory);
 - (v) Nature and extent of confidentiality; and
 - (vi) Need to display currently valid OMB control number;
- (h) It was developed by an office that has planned and allocated resources for the efficient and effective management and use of the information to be collected (see note in Item 19 of instructions);
- (i) It uses effective and efficient statistical survey methodology; and
- (j) It makes appropriate use of information technology.

If you are unable to certify compliance with any of the provisions, identify the item below and explain the reason in Item 18 of the Supporting Statement.

Signature of Senior Official or designee

Date

Agency Certification (signature of Assistant Administrator or head of MB staff for L.O.s, or of the Director of a Program or Staff Office)	
Signature	Date
Signature of NOAA Clearance Officer	
Signature	Date

**SUPPORTING STATEMENT
PACIFIC ALBACORE LOGBOOK
OMB CONTROL NO. 0648-0223**

A. JUSTIFICATION

1. Explain the circumstances that make the collection of information necessary.

The U.S. is a major consumer of white meat tuna (albacore). The U.S. North and South Pacific fisheries contribute a major portion of the domestic supply of white meat tuna, while the rest of the U.S. consumer demand is met by foreign imports. Therefore, assessments of the status of Pacific albacore stocks and the monitoring of both the foreign and domestic fisheries is vital to the U.S. fishermen, consumers, and producers of white meat tuna. Data collected through this sampling program are essential to assessing the status of the Pacific albacore stocks. Albacore is one of the species covered by the Magnuson Fishery Conservation Act and a soon-to-be-developed Pacific Fishery Management Plan (FMP). As of 1998, collection of these data has also been mandated under the High-Seas Fishing Compliance Act (HSFCA). Under the HSFCA, albacore fishing vessels that fish outside the 200 mile U.S. EEZ are required to purchase a licence and provide logbook information on daily catches, effort, and positions. The data and associated analyses help the Center provide the needed management advice to the United States in its negotiations with foreign fishing nations exploiting Pacific albacore. The data have been collected since the early 1960's and future collections of these data will ensure a complete series of data for monitoring and analysis purposes.

In the early 1970's the collection of the data was contracted through the Pacific States Marine Fisheries Commission (PSMFC). The Commission decided to collect the data through a uniform logbook system and developed a predecessor to the current logbook. The current logbook has evolved through comments from the fishermen and changes in the fishery. The logbooks are distributed by the Commission each year, who in turn contracts to the states (California, Oregon and Washington) to collect the logbook and fish size information. When the logbooks are not completed, the state samplers copy information from the fishers' logs (notes scribbled on a calendar).

2. Explain how, by whom, how frequently, and for what purpose the information will be used.

The logbook data will be collected throughout the year and submitted at the end of each fishing trip. The collected information will be used by NMFS to assess the status of Pacific albacore stocks and monitor the fisheries. Data on catches and catch locations are used to determine population size, abundance levels and data on vessel characteristics are used to standardize fishing effort. After data are standardized, catch and effort information are used to determine year class strength, fishing mortality, maximum sustainable yields, and descriptive information on where and how many fish are caught. Environmental data are used to correlate catches with certain environmental conditions in an effort to predict locations of favorable catches.

The information will be stored on computer databases and analyzed through standard population dynamics procedures. Results of these analyses will show the condition of the stock and, if the stocks are under-exploited, will indicate where increased catches can be made or, in the case where the stocks are over-exploited, can be used to determine quotas, area closures or other methods to enhance stock recovery. This information will be used by U.S. negotiators in international and domestic forums to develop policy for the continued harvesting of Pacific albacore. The data will also be summarized yearly and provided to the participating fishermen for their use.

3. Describe whether, and to what extent, the collection of information involves the use of automated, electronic, mechanical, or other technological techniques or other forms of information technology.

The forms and procedures used in sampling the catches have been developed with the cooperation and input from the respondents and have been refined yearly. While we have looked at fielding electronic forms, their use is not feasible at this time due to limited access of some vessel owners to computers and the unreliable power sources aboard vessels. Every attempt has been made to keep the collection of data as simple as possible for the respondent. The logbook is very close to the actual logs that the vessels would keep as standard records. The current data collection system and forms are therefore the least burdensome available.

4. Describe efforts to identify duplication.

The data can only be collected through this sampling program. The collection has been offered through contract and no vendors who can supply similar data have been identified. Also, since the data collected is subcontracted through the various state agencies in whose states the catches are landed, duplication of effort is not a factor. No similar data that can be used for these purposes are available.

5. If the collection of information involves small businesses or other small entities, describe the methods used to minimize burden.

Since the albacore fishermen were and still are an integral part of both the development and modification of the forms and the sampling program, the burden to them has been minimized through their own inputs.

6. Describe the consequences to the Federal program or policy activities if the collection is not conducted or is conducted less frequently.

The collection of the data is voluntary for some and mandatory for those with a HSFCA license. Logbooks are distributed at the beginning of the season by Western Fishboat Owners Association (WFOA) and NMFS with a cover letter encouraging submission. Logbooks are submitted at the end of the fishing season. Analyses are conducted annually to assess whether sampling coverage should increase or decrease. Current analyses indicate that the level of

coverage is at a minimum level. Any decrease in sampling coverage would make the information collected useless and may compromise the historical data series.

7. Explain any special circumstances that require the collection to be conducted in a manner inconsistent with OMB guidelines.

The collection is consistent with OMB guidelines.

8. Provide a copy of the PRA Federal Register notice that solicited public comments on the information collection prior to this submission. Summarize the public comments received in response to that notice and describe the actions taken by the agency in response to those comments. Describe the efforts to consult with persons outside the agency to obtain their views on the availability of data, frequency of collection, the clarity of instructions and recordkeeping, disclosure, or reporting format (if any), and on the data elements to be recorded, disclosed, or reported.

A Federal Register Notice (copy attached) solicited public comment on this renewal. No comments were received.

The majority of the logbooks are distributed through the Western Fishboat Owner's Association, an organization comprised of fishermen who participate in the Pacific albacore fishery. The initial development of the data collection system and forms as well as all changes to the system and forms were made only after review and approval of the WFOA and its members. NMFS annually reviews the sampling for problems in procedures and forms. Proposals for any changes are submitted for review and approval as needed. The annual reviews also solicit input from vessel owners and state sampling coordinators in the Washington Department of Fisheries, Oregon Department of Fish and Wildlife, and California Department of Fish and Game. The Pacific States Marine Fisheries Commission is also consulted. NMFS observers aboard vessels also solicit comments from vessel owners.

9. Explain any decisions to provide payments or gifts to respondents, other than remuneration of contractors or grantees.

No payments or gifts are made to respondents.

10. Describe any assurance of confidentiality provided to respondents and the basis for assurance in statute, regulation, or agency policy.

As per NOAA Administrative Order 216-100, data are considered confidential and can only be distributed in summary form so as not to reveal the operations of a unique vessel. This is consistent with the Trade Secrets Act.

11. Provide additional justification for any questions of a sensitive nature, such as sexual behavior and attitudes, religious beliefs, and other matters that are commonly considered private.

No information of a sexual, religious or other private nature are collected.

12. Provide an estimate in hours of the burden of the collection of information.

Approximately 1,100 logbooks are distributed annually and about 400 responses are received. The burden is approximately 1 hour per response (it should be noted that data supplied would be recorded anyway by the captain and carbons are kept for the vessels records).

$$400 \text{ responses} \times 1 \text{ hour/response} = 400 \text{ hours}$$

13. Provide an estimate of the total annual cost burden to the respondents or record-keepers resulting from the collection.

Mailing costs are estimated to be \$.64 a submission for a total of \$256. There are no other costs.

14. Provide estimates of annualized cost to the Federal government.

Annualized cost for the Federal Government is a contract for \$50k, one GS-9 Fishery Biologist \$45k, printing \$3k and computer \$2k.

15. Explain the reasons for any program changes or adjustments reported in Items 13 or 14 of the OMB 83-I.

The hours are a program change for reinstatement of a previously-approved collection.

16. For collections whose results will be published, outline the plans for tabulation and publication.

Results are published annually for distribution to the fishermen. The summaries are completed in June and are published as a Center Administrative Report. The content varies but includes annual landings, geographical locations of catches and effort and size distribution of the fish caught.

17. If seeking approval to not display the expiration date for OMB approval of the information collection, explain the reasons why display would be inappropriate.

N/A.

18. Explain each exception to the certification statement identified in Item 19 of the OMB 83-I.

There are no exceptions.

B. COLLECTIONS OF INFORMATION EMPLOYING STATISTICAL METHODS

1. Describe (including a numerical estimate) the potential respondent universe and any sampling or other respondent selection method to be used. Data on the number of entities (e.g. establishments, State and local governmental units, households, or persons) in the universe and the corresponding sample are to be provided in tabular form. The tabulation must also include expected response rates for the collection as a whole. If the collection has been conducted before, provide the actual response rate achieved.

The respondent universe consists of all U.S. participants in the Pacific albacore fishery (1,100 in 2000). Responses can vary from year to year, since some of the responses are voluntary, and are based on the success of the fishery and associated fisheries. The response rate for 2000 was 36% or 400 logbooks. The returns do represent 40% or more of actual landings.

2. Describe the procedures for the collection, including: the statistical methodology for stratification and sample selection; the estimation procedure; the degree of accuracy needed for the purpose described in the justification; any unusual problems requiring specialized sampling procedures; and any use of periodic (less frequent than annual) data collection cycles to reduce burden.

All participants in the Pacific albacore fishery receive a logbook and are encouraged to respond. HSFCA vessels are required by the Act to submit their logbooks. Because of these limitations no set statistical methodology for the collection or stratification of sample collection is feasible.

3. Describe the methods used to maximize response rates and to deal with nonresponse. The accuracy and reliability of the information collected must be shown to be adequate for the intended uses. For collections based on sampling, a special justification must be provided if they will not yield "reliable" data that can be generalized to the universe studied.

Since some of the logbooks are submitted voluntarily, response varies due to respondents' willingness to submit data. Increase government intervention to regulate the fishery and the failure of the associated salmon fishery have adverse effects. However, the WFOA works with its members to keep voluntary submissions at a high level. The HSFCA vessels are required to return their logbooks. If one of these respondents does not return a logbook he is contacted by WFOA and if that does not work the vessel name is submitted to the Regional Office for enforcement action. Distribution of the sampling effort was formally evaluated in 1981 and the results of that review are still valid and have been reviewed annually due to changes in the fishery. The 2000 review revealed that current and past sampling levels are adequate for

predicting abundance levels and geographical distribution for this fishery. Further decreases in sampling are not recommended at this time as they will lead to decreased precision.

4. Describe any tests of procedures or methods to be undertaken. Tests are encouraged as effective means to refine collections, but if ten or more test respondents are involved OMB must give prior approval.

WFOA and its members recommend changes in the logbook collection s part of their annual meeting. These recommendations are forwarded to NMFS. NMFS does not conduct tests with the respondents but reviews the collection methods annually in-house.

5. Provide the name and telephone number of individuals consulted on the statistical aspects of the design, and the name of the agency unit, contractor(s), grantee(s), or other person(s) who will actually collect and/or analyze the information for the agency.

Annual evaluations are conducted by Atilio L. Coan Jr. and Dr. Paul Crone (858-546-7068) of the Fisheries Resources Division, SWFSC, La Jolla, California.

U.S. PACIFIC ALBACORE LOGBOOK

(Mandatory High Seas Fishing Compliance Act Logbook)

CALIFORNIA DEPARTMENT OF FISH & GAME

WASHINGTON DEPARTMENT OF FISHERIES

OREGON DEPARTMENT OF FISH & WILDLIFE

U.S. NATIONAL MARINE FISHERIES SERVICE

(Eighth Edition, February 2000)

INSTRUCTIONS FOR COMPLETING FORMS FP AND LS

PART I. ALBACORE FISHING OPERATION INFORMATION (FORM FP). This section is used to provide information on the general composition of the albacore fleet. Fill in the blanks or circle the number(s) of the fields that apply to your vessel. Complete **one sheet** each season.

PART II. FISHING INFORMATION (FORM LS). Complete one line of the daily catch section from the logbook for each day's fishing. Complete each column on the form by circling or entering the appropriate information. Seven days of fishing can be recorded on each log sheet. **INSERT THE FOLDED FLAP OF THE BACK COVER UNDER THE YELLOW COPY OF THE SHEET BEING WRITTEN ON.** This will prevent the entries from being transferred to the underlying sheets.

TOP OF THE PAGE

Enter Vessel Name, Coast Guard Document Number, State Marine Board Number, Radio Call Sign, Vessel Length, Captain's Name, Home State, Departure Port, Arrival Port, Port (s) Where Catch Was Landed, Departure Date, Arrival Date, Total Pounds Landed For The Trip And Total Pounds Transshipped For The Trip.

DAILY FISHING SECTIONS

1. DATE Enter the month and day of fishing.
2. GEAR CODE Circle the appropriate code number indicating the gear used.
3. FISHING CODE Circle the appropriate code number identifying the vessel's major activity during the day.
4. LOCATION (LAT/LONG) Enter the location (to the nearest minute) where most of the fish were caught.
5. ALBACORE CATCH
 - NUMBER KEPT: Enter the total number of albacore caught and retained for the day. Enter 0 if no albacore were caught and kept.
 - DISCARD NUMBERS: Enter the total number of albacore discarded (dead or alive) for the day.
 - AVERAGE WEIGHT: Enter the average weight (pounds) of albacore caught and retained during the day (your best estimate).
6. # JIG LINES Enter the average number of lines trolled during the day when fishing with jigs.
7. # BAIT POLES Enter the average number of bait poles used during the day when fishing with bait.
8. # HOURS FISHED Enter the total number of hours (to the nearest whole hour) that fishing occurred during the day.
9. # SKIFFS Enter the total number of skiffs used during the day.
10. SEA TEMPERATURE Record the surface temperature (nearest tenth of a degree Fahrenheit) at the time of best fishing.
11. SEA CONDITIONS Circle the appropriate code number that best represents sea conditions during the day.
12. BYCATCH Record the following information about any non-albacore catch (marine mammals, turtles, birds or fish) that was kept or returned to the ocean.
 - SPECIES: Record the bycatch species (common or scientific) name.
 - NUMBER KEPT: Record the numbers of the bycatch species that were kept.
 - DISCARD NUMBER: Record the numbers of the bycatch species that were discarded dead or alive.
13. COMMENTS Record any observations related to fishing activities such as number of gill net vessels seen during the day, percentage or numbers of catch that had gill net scars, movement of fish, type of feed, water color, bird flocks, temperature "edges" or "fronts", any transshipments that occurred, number of frozen albacore are dumped, etc.

This edition of the U.S. Pacific Albacore Logbook has been modified to include information on bycatch. Bycatch is any species of animal caught on jigs other than albacore. This category includes birds, turtles, sharks, fish (other than albacore) and marine mammals. Any albacore that have been released should be recorded separately under "Albacore Discard No.". Any frozen albacore that are dumped should be recorded under "Comments".

ALBACORE FISHING OPERATION INFORMATION

Form FP

VESSEL NAME LAURA MARIE RADIO CALL SIGN WXY 1234 COAST GUARD DOCUMENT NO. 1234567

STATE MARINE BOARD NO. (e.g. WN1234AB) HOME STATE CALIFORNIA CALIF. REG. NO. 12345

LENGTH (ft.) 57 HORSEPOWER 325 AVG. CRUISING SPEED (knots) 8 HOLD CAPACITY (Short Tons) 29 OREGON REG. NO. 123456

WASH. REG. NO. 12345

NAVIGATIONAL EQUIPMENT	RADIO EQUIPMENT	REFRIGERATION TYPE	SPECIAL EQUIPMENT
1. RDF	1. AM	1. ICE	1. HYDRAULIC POWER GURDY
2. LORAN	2. CB	2. BRINE	2. LINE PULLER
3. RADAR	3. VHF	3. SPRAY BRINE	3. XBT
4. OMEGA	4. SSB	4. BLOWER / BLAST	4. SOUNDER
5. OTHER	5. OTHER	5. OTHER	5. SOUNDER W/ WHITE LINE
6. GPS	6. CELLULAR TELEPHONE		6. SEA-SURFACE TEMP. SENSOR
	7. INMARSAT		7. OTHER
			8. SONAR

CREW SIZE (including captain)	CREW ALBACORE FISHING EXPERIENCE	CAPTAIN'S ALBACORE FISHING EXPERIENCE	GEAR	SKIFFS
	0 NUMBER WITH FIRST SEASON	1. FIRST SEASON	1. BAIT	NO. 0
	1 NUMBER WITH 1-3 SEASONS	2. 1-3 SEASONS	2. JIG	AVG. LENGTH
	1 NUMBER WITH 4-10 SEASONS	3. 4-10 SEASONS	3. BOTH	AVG. HP
	0 NUMBER WITH >10 SEASONS	4. >10 SEASONS	OTHER	AVG. NO. LINES TROLLED

DATE 7/ 4/ 1999 CAPTAIN'S NAME DOE, J

(month/ day/ year) (Last name, First initial)

U.S. PACIFIC ALBACORE FISHING INFORMATION

Form LS

VESSEL NAME

COAST GUARD DOCUMENT NO.

STATE MARINE BOARD NO. (e.g. WN1234AB)

RADIO CALL SIGN

VESSEL LENGTH

ft.

CAPTAIN'S NAME

HOME STATE

DEPARTURE PORT

ARRIVAL PORT

PORT(S) LANDED

DEPARTURE DATE

/

/

(MM/DD/YYYY)

ARRIVAL DATE

/

/

(MM/DD/YYYY)

POUNDS LANDED

POUNDS TRANSSHIPPED

PORT(S) SAMPLED

1. VOLUNTARY

2. TRANSCRIBED

DATE		GEAR CODE	FISHING CODE	LATITUDE			LONGITUDE			ALBACORE CATCH			# JIG LINES	# BAIT POLES	# HRS FISHED	# SKIFFS		SEA CONDITIONS	BYCATCH			COMMENTS (No. gill net vessels in area, % gill net marked fish, amount of bait and firds in area, transshipments, dumped albacore, etc.)
MONTH	DAY			DEG.	MIN	N/S	DEG.	MIN.	E/W	NO. KEPT	DISCARD NO.	AVGWT (lbs)							SPECIES	NO. KEPT	DISCARD NO.	
		1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING														1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE					
		1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING														1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE					
		1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING														1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE					
		1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING														1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE					
		1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING														1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE					
		1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING														1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE					
		1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING														1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE					

U.S. PACIFIC ALBACORE FISHING INFORMATION

Form LS

VESSEL NAME

LAURA MARIE

COAST GUARD DOCUMENT NO.

1234567

STATE MARINE BOARD NO. (e.g. WN1234AB)

RADIO CALL SIGN

WXY 1234

VESSEL LENGTH

57 ft.

CAPTAIN'S NAME

DOE, J

HOME STATE

CALIFORNIA

DEPARTURE PORT

NEWPORT

ARRIVAL PORT

ILWACO

PORT(S) LANDED

ILWACO

DEPARTURE DATE

7 / 4 / 1999

ARRIVAL DATE

8 / 2 / 1999

POUNDS LANDED

43,057

POUNDS TRANSSHIPPED

0

PORT(S) SAMPLED

1. VOLUNTARY
2. TRANSCRIBED

DATE		GEAR CODE	FISHING CODE	LATITUDE			LONGITUDE			ALBACORE CATCH			# JIG LINES	# BAIT POLES	# HRS FISHED	# SKIFFS		SEA CONDITIONS	BYCATCH			COMMENTS
MONTH	DAY			DEG.	MIN	N/S	DEG.	MIN.	EW	KEPT	DISCARD NO.	AVGWT (lbs)							SPECIES	NO. KEPT	DISCARD NO.	
7	4	1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING	44	40	N	126	22	W	0	0	-	0	0	0	0	62	1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE		0	0	LEFT AT 10:00 AM
7	5	1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING	44	52	N	138	15	W	0	0	-	20	0	15	0	63.0	1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE				RUNNING TO OFFSHORE AREA
7	6	1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING	45	03	N	142	16	W	15	3	12	20	0	15	0	61.4	1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE				3 PEANUTS DUMPED
7	7	1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING	45	12	N	146	08	W	33	2	14	20	0	15	0	61.8	1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE				
7	8	1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING	45	17	N	148	06	W	21	0	13	20	0	15	0	61.5	1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE				
7	9	1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING	45	03	N	148	12	W	42	0	13	20	0	15	0	61.3	1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE	SKIPJACK		5	GOOD BIRD SIGNS
7	10	1 BAIT 2 JIG 3 BOTH 4 OTHER	1 IN PORT 2 TRANSIT 3 BAITING 4 FISHING	45	01	N	148	50	W	68	0	14	20	0	15	0	61.8	1 CALM 2 MODERATE 3 ROUGH 4 UNWORKABLE	SKIPJACK		1	LOTS OF MARKS. NOT MANY BITERS

INSERT THIS FLAP UNDER YELLOW COPY

The National Marine Fisheries Service (NMFS) is collecting this information in support of its implementation of the Magnuson-Stevens Fishery Management and Conservation Act and the High-Seas Fishing Compliance Act (HSFCA). The information will be used by NMFS to assess the status of Pacific albacore stocks and monitor the fisheries. It will be also be used by U.S. negotiators in international and domestic forums to develop policy for the continued harvesting of Pacific albacore. Response is voluntary except for persons holding permits under the High-Seas Fishing Compliance Act, for whom it is mandatory. The information submitted will be treated confidentially in accordance with NOAA Administrative Orders. The burden for completing a logbook for a fishing trip of 30 days is estimated at 1 hour above that of logbooks kept for normal business practice. This estimate includes the time for reviewing the instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Atilio L. Coan, Jr., F/SWC1, PO Box 271, SWFSC, La Jolla, CA 92038-0271. Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.

ALBACORE FISHING OPERATION INFORMATION

Form FP

VESSEL NAME

RADIO CALL SIGN

COAST GUARD DOCUMENT NO.

STATE MARINE BOARD NO. (e.g. WN1234AB)

HOME STATE

CALIF. REG. NO.

LENGTH (ft.)

HORSEPOWER

AVG. CRUISING SPEED (knots)

HOLD CAPACITY (Short Tons)

OREGON REG. NO.

WASH. REG. NO.

NAVIGATIONAL EQUIPMENT	RADIO EQUIPMENT	REFRIGERATION TYPE	SPECIAL EQUIPMENT
1. RDF	1. AM	1. ICE	1. HYDRAULIC POWER GURDY
2. LORAN	2. CB	2. BRINE	2. LINE PULLER
3. RADAR	3. VHF	3. SPRAY BRINE	3. XBT
4. OMEGA	4. SSB	4. BLOWER / BLAST	4. SOUNDER
5. OTHER	5. OTHER	5. OTHER	5. SOUNDER W/ WHITE LINE
6. GPS	6. CELLULAR TELEPHONE		6. SEA-SURFACE TEMP. SENSOR
	7. INMARSAT		7. OTHER
			8. SONAR

CREW SIZE (including captain)

CREW ALBACORE FISHING EXPERIENCE

CAPTAIN'S ALBACORE FISHING EXPERIENCE

GEAR

SKIFFS

NUMBER WITH FIRST SEASON

NUMBER WITH 1-3 SEASONS

NUMBER WITH 4-10 SEASONS

NUMBER WITH >10 SEASONS

1. FIRST SEASON

2. 1-3 SEASONS

3. 4-10 SEASONS

4. >10 SEASONS

1. BAIT

2. JIG

3. BOTH

OTHER

NO.

AVG. LENGTH

AVG. HP

AVG. NO.

LINES TROLLED

DATE

CAPTAIN'S NAME

(month/ day/ year)

(Last name, First initial)

§ 300.15

(xiii) The marks and the background must be maintained in good condition at all times.

[64 FR 15, Jan. 4, 1999]

§ 300.15 Prohibitions.

In addition to the prohibitions in section 300.4, it is unlawful for any person to:

(a) Use a high seas fishing vessel on the high seas in contravention of international conservation and management measures.

(b) Use a high seas fishing vessel on the high seas, unless the vessel has on board a valid permit issued under section 300.13.

(c) Use a high seas fishing vessel on the high seas that is not marked in accordance with § 300.14.

[61 FR 35550, July 5, 1996, as amended at 64 FR 15, Jan. 4, 1999]

§ 300.16 Penalties.

(a) Any person, any high seas fishing vessel, the owner or operator of such vessel, or any person who has been issued or has applied for a permit, found to be in violation of the Act, this subpart, or any permit issued under this subpart will be subject to the civil and criminal penalty provisions, permit sanctions, and forfeiture provisions prescribed by the Act, 15 CFR part 904 (Civil Procedures), and other applicable laws.

(b) Permits under this subpart may be subject to permit sanctions prescribed by the Act, 15 CFR part 904 (Civil Procedures), and other applicable laws if any amount in settlement of a civil forfeiture imposed on a high seas fishing vessel or other property, or any civil penalty or criminal fine imposed on a high seas fishing vessel or on an owner or operator of such a vessel or on any other person who has been issued or has applied for a permit under any fishery resource statute enforced by the Secretary, has not been paid and is overdue.

[64 FR 15, Jan. 4, 1999]

§ 300.17 Reporting.

(a) *General.* The operator of any vessel permitted under this subpart must report high seas catch and effort information to NMFS in a manner set by

50 CFR Ch. III (10–1–00 Edition)

this section. Reports must include: identification information for vessel and operator; operator signature; crew size; whether an observer is aboard; target species; gear used; dates, times, locations, and conditions under which fishing was conducted; species and amounts of fish retained and discarded; and details of any interactions with sea turtles or birds.

(b) *Reporting options.* (1) For the following fisheries, a permit holder must maintain and submit the listed reporting forms to the appropriate address and in accordance with the time limits required by the relevant regulations:

(i) Antarctic—CCAMLR Logbook (50 CFR 300.107);

(ii) Atlantic—Fishing Vessel Log Reports (50 CFR 648.7(b));

(iii) Atlantic Pelagic Longline—Longline Logbook (50 CFR 630.5);

(iv) Atlantic Purse Seine—Purse Seine Logbook (50 CFR 285.54);

(v) Pacific Pelagic Longline—Longline Logbook (50 CFR 660.14(a));

(vi) Eastern Pacific Purse Seine—IATTC Logbook (50 CFR 300.22); or

(vii) Western Pacific Purse Seine—South Pacific Tuna Treaty Logbook (50 CFR 300.34).

(2) For the albacore troll fisheries in the North and South Pacific, a permit holder must report high seas catch and effort by maintaining and submitting the log provided by the Regional Administrator, Southwest Region, NMFS.

(3) For other fisheries, a permit holder must report high seas catch and effort by maintaining and submitting records, specific to the fishing gear being used, on forms provided by the Regional Administrator of the NMFS Region which issued the permit holder's HSFCA permit.

(c) *Confidentiality of statistics.* Information submitted pursuant to this subpart will be treated in accordance with the provisions of 50 CFR part 600 of this title.

[64 FR 15, Jan. 4, 1999]

Subpart C—Pacific Tuna Fisheries

AUTHORITY: 16 U.S.C. 951–961 and 971 *et seq.*

Sec. 1881c. Fisheries research

- (a) In general

The Secretary shall initiate and maintain, in cooperation with the Councils, a comprehensive program of fishery research to carry out and further the purposes, policy, and provisions of this chapter. Such program shall be designed to acquire knowledge and information, including statistics, on fishery conservation and management and on the economics and social characteristics of the fisheries.

- (b) Strategic plan

Within one year after October 11, 1996, and at least every 3 years thereafter, the Secretary shall develop and publish in the Federal Register a strategic plan for fisheries research for the 5 years immediately following such publication. The plan shall -

- (1) identify and describe a comprehensive program with a limited number of priority objectives for research in each of the areas specified in subsection (c) of this section;
- (2) indicate goals and timetables for the program described in paragraph (1);
- (3) provide a role for commercial fishermen in such research, including involvement in field testing;
- (4) provide for collection and dissemination, in a timely manner, of complete and accurate information concerning fishing activities, catch, effort, stock assessments, and other research conducted under this section; and
- (5) be developed in cooperation with the Councils and affected States, and provide for coordination with the Councils, affected States, and other research entities.

- (c) Areas of research

Areas of research are as follows:

- (1) Research to support fishery conservation and management, including but not limited to, biological research concerning the abundance and life history parameters of stocks of fish, the interdependence of fisheries or stocks of fish, the identification of essential fish habitat, the impact of pollution on fish populations, the impact of wetland and estuarine degradation, and other factors affecting the abundance and availability of fish.
- (2) Conservation engineering research, including the study of fish behavior and the development and testing of new gear technology and fishing techniques to minimize bycatch and any adverse effects on essential fish habitat and promote efficient harvest of target species.
- (3) Research on the fisheries, including the social, cultural, and economic relationships among fishing vessel owners, crew,

United States fish processors, associated shoreside labor, seafood markets and fishing communities.

- (4) Information management research, including the development of a fishery information base and an information management system under section [1881](#) of this title that will permit the full use of information in the support of effective fishery conservation and management.

- (d) Public notice

In developing the plan required under subsection (a) of this section, the Secretary shall consult with relevant Federal, State, and international agencies, scientific and technical experts, and other interested persons, public and private, and shall publish a proposed plan in the Federal Register for the purpose of receiving public comment on the plan. The Secretary shall ensure that affected commercial fishermen are actively involved in the development of the portion of the plan pertaining to conservation engineering research. Upon final publication in the Federal Register, the plan shall be submitted by the Secretary to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Resources of the House of Representatives.

Public Law 104–43
104th Congress

An Act

Nov. 3, 1995

[H.R. 716]

Fisheries Act of
1995.
Conservation.
16 USC 5501
note.

To amend the Fishermen's Protective Act.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. SHORT TITLE.

This Act may be cited as the “Fisheries Act of 1995”.

SEC. 2. TABLE OF CONTENTS.

The Table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.

TITLE I—HIGH SEAS FISHING COMPLIANCE

- Sec. 101. Short title.
- Sec. 102. Purpose.
- Sec. 103. Definitions.
- Sec. 104. Permitting.
- Sec. 105. Responsibilities of the Secretary.
- Sec. 106. Unlawful activities.
- Sec. 107. Enforcement provisions.
- Sec. 108. Civil penalties and permit sanctions.
- Sec. 109. Criminal offenses.
- Sec. 110. Forfeitures.
- Sec. 111. Effective date.

**TITLE II—IMPLEMENTATION OF CONVENTION ON FUTURE
MULTILATERAL COOPERATION IN THE NORTHWEST ATLANTIC FISHERIES**

- Sec. 201. Short title.
- Sec. 202. Representation of United States under convention.
- Sec. 203. Requests for scientific advice.
- Sec. 204. Authorities of Secretary of State with respect to convention.
- Sec. 205. Interagency cooperation.
- Sec. 206. Rulemaking.
- Sec. 207. Prohibited acts and penalties.
- Sec. 208. Consultative committee.
- Sec. 209. Administrative matters.
- Sec. 210. Definitions.
- Sec. 211. Authorization of appropriations.

TITLE III—ATLANTIC TUNAS CONVENTION ACT

- Sec. 301. Short title.
- Sec. 302. Research and monitoring activities.
- Sec. 303. Definitions.
- Sec. 304. Advisory committee procedures.
- Sec. 305. Regulations and enforcement of Convention.
- Sec. 306. Fines and permit sanctions.
- Sec. 307. Authorization of appropriations.
- Sec. 308. Report and savings clause.
- Sec. 309. Management and Atlantic yellowfin tuna.
- Sec. 310. Study of bluefin tuna regulations.
- Sec. 311. Sense of the Congress with respect to ICCAT negotiations.

TITLE IV—FISHERMEN'S PROTECTIVE ACT

- Sec. 401. Findings.

- Sec. 402. Amendment to the Fishermen's Protective Act of 1967.
- Sec. 403. Reauthorization.
- Sec. 404. Technical corrections.

TITLE V—FISHERIES ENFORCEMENT IN CENTRAL SEA OF OKHOTSK

- Sec. 501. Short title.
- Sec. 502. Fishing prohibition.

TITLE VI—DRIFTNET MORATORIUM

- Sec. 601. Short title.
- Sec. 602. Findings.
- Sec. 603. Prohibition.
- Sec. 604. Negotiations.
- Sec. 605. Certification.
- Sec. 606. Enforcement.

TITLE VII—YUKON RIVER SALMON ACT

- Sec. 701. Short title.
- Sec. 702. Purposes.
- Sec. 703. Definitions.
- Sec. 704. Panel.
- Sec. 705. Advisory committee.
- Sec. 706. Exemption.
- Sec. 707. Authority and responsibility.
- Sec. 708. Continuation of agreement.
- Sec. 709. Administrative matters.
- Sec. 710. Authorization of appropriations.

TITLE VIII—MISCELLANEOUS

- Sec. 801. South Pacific tuna amendment.
- Sec. 802. Foreign fishing for Atlantic herring and Atlantic mackerel.

TITLE I—HIGH SEAS FISHING COMPLIANCE

SEC. 101. SHORT TITLE.

This title may be cited as the “High Seas Fishing Compliance Act of 1995”.

SEC. 102. PURPOSE.

It is the purpose of this Act—

(1) to implement the Agreement to Promote Compliance with International Conservation and Management Measures by Fishing Vessels on the High Seas, adopted by the Conference of the Food and Agriculture Organization of the United Nations on November 24, 1993; and

(2) to establish a system of permitting, reporting, and regulation for vessels of the United States fishing on the high seas.

SEC. 103. DEFINITIONS.

As used in this Act—

(1) The term “Agreement” means the Agreement to Promote Compliance with International Conservation and Management Measures by Fishing Vessels on the High Seas, adopted by the Conference of the Food and Agriculture Organization of the United Nations on November 24, 1993.

(2) The term “FAO” means the Food and Agriculture Organization of the United Nations.

(3) The term “high seas” means the waters beyond the territorial sea or exclusive economic zone (or the equivalent) of any nation, to the extent that such territorial sea or exclusive economic zone (or the equivalent) is recognized by the United States.

High Seas
Fishing
Compliance Act
of 1995.
16 USC 5501
note.

16 USC 5501.

16 USC 5502.

(4) The term “high seas fishing vessel” means any vessel of the United States used or intended for use—

(A) on the high seas;

(B) for the purpose of the commercial exploitation of living marine resources; and

(C) as a harvesting vessel, as a mother ship, or as any other support vessel directly engaged in a fishing operation.

(5) The term “international conservation and management measures” means measures to conserve or manage one or more species of living marine resources that are adopted and applied in accordance with the relevant rules of international law, as reflected in the 1982 United Nations Convention on the Law of the Sea, and that are recognized by the United States. Such measures may be adopted by global, regional, or sub-regional fisheries organizations, subject to the rights and obligations of their members, or by treaties or other international agreements.

(6) The term “length” means—

(A) for any high seas fishing vessel built after July 18, 1982, 96 percent of the total length on a waterline at 85 percent of the least molded depth measured from the top of the keel, or the length from the foreside of the stem to the axis of the rudder stock on that waterline, if that is greater, except that in ships designed with a rake of keel the waterline on which this length is measured shall be parallel to the designed waterline; and

(B) for any high seas fishing vessel built before July 18, 1982, registered length as entered on the vessel’s documentation.

(7) The term “person” means any individual (whether or not a citizen or national of the United States), any corporation, partnership, association, or other entity (whether or not organized or existing under the laws of any State), and any Federal, State, local, or foreign government or any entity of any such government.

(8) The term “Secretary” means the Secretary of Commerce.

(9) The term “vessel of the United States” means—

(A) a vessel documented under chapter 121 of title 46, United States Code, or numbered in accordance with chapter 123 of title 46, United States Code;

(B) a vessel owned in whole or part by—

(i) the United States or a territory, commonwealth, or possession of the United States;

(ii) a State or political subdivision thereof;

(iii) a citizen or national of the United States;

or

(iv) a corporation created under the laws of the United States or any State, the District of Columbia, or any territory, commonwealth, or possession of the United States; unless the vessel has been granted the nationality of a foreign nation in accordance with article 92 of the 1982 United Nations Convention on the Law of the Sea and a claim of nationality or registry for the vessel is made by the master or individual in charge at the time of the enforcement action by an officer or employee of the United States authorized

to enforce applicable provisions of the United States law; and

(C) a vessel that was once documented under the laws of the United States and, in violation of the laws of the United States, was either sold to a person not a citizen of the United States or placed under foreign registry or a foreign flag, whether or not the vessel has been granted the nationality of a foreign nation.

(10) The terms “vessel subject to the jurisdiction of the United States” and “vessel without nationality” have the same meaning as in section 3(c) of the Maritime Drug Law Enforcement Act (46 U.S.C. 1903(c)).

SEC. 104. PERMITTING.

16 USC 5503.

(a) **IN GENERAL.**—No high seas fishing vessel shall engage in harvesting operations on the high seas unless the vessel has on board a valid permit issued under this section.

(b) **ELIGIBILITY.**—

(1) Any vessel of the United States is eligible to receive a permit under this section, unless the vessel was previously authorized to be used for fishing on the high seas by a foreign nation, and

(A) the foreign nation suspended such authorization because the vessel undermined the effectiveness of international conservation and management measures, and the suspension has not expired; or

(B) the foreign nation, within the last three years preceding application for a permit under this section, withdrew such authorization because the vessel undermined the effectiveness of international conservation and management measures.

(2) The restriction in paragraph (1) does not apply if ownership of the vessel has changed since the vessel undermined the effectiveness of international conservation and management measures, and the new owner has provided sufficient evidence to the Secretary demonstrating that the previous owner or operator has no further legal, beneficial or financial interest in, or control of, the vessel.

(3) The restriction in paragraph (1) does not apply if the Secretary makes a determination that issuing a permit would not subvert the purposes of the Agreement.

(4) The Secretary may not issue a permit to a vessel unless the Secretary is satisfied that the United States will be able to exercise effectively its responsibilities under the Agreement with respect to that vessel.

(c) **APPLICATION.**—

(1) The owner or operator of a high seas fishing vessel may apply for a permit under this section by completing an application form prescribed by the Secretary.

(2) The application form shall contain—

(A) the vessel's name, previous names (if known), official numbers, and port of record;

(B) the vessel's previous flags (if any);

(C) the vessel's International Radio Call Sign (if any);

(D) the names and addresses of the vessel's owners and operators;

(E) where and when the vessel was built;

- (F) the type of vessel;
- (G) the vessel's length; and
- (H) any other information the Secretary requires for the purposes of implementing the Agreement.

(d) **CONDITIONS.**—The Secretary shall establish such conditions and restrictions on each permit issued under this section as are necessary and appropriate to carry out the obligations of the United States under the Agreement, including but not limited to the following:

(1) The vessel shall be marked in accordance with the FAO Standard Specifications for the Marking and Identification of Fishing Vessels, or with regulations issued under section 305 of the Magnuson Fishery Conservation and Management Act (16 U.S.C. 1855); and

Regulations.

(2) The permit holder shall report such information as the Secretary by regulation requires, including area of fishing operations and catch statistics. The Secretary shall promulgate regulations concerning conditions under which information submitted under this paragraph may be released.

Regulations.

(e) **FEES.**—

(1) The Secretary shall by regulation establish the level of fees to be charged for permits issued under this section. The amount of any fee charged for a permit issued under this section shall not exceed the administrative costs incurred in issuing such permits. The permitting fee may be in addition to any fee required under any regional permitting regime applicable to high seas fishing vessels.

(2) The fees authorized by paragraph (1) shall be collected and credited to the Operations, Research and Facilities account of the National Oceanic and Atmospheric Administration. Fees collected under this subsection shall be available for the necessary expenses of the National Oceanic and Atmospheric Administration in implementing this Act, and shall remain available until expended.

(f) **DURATION.**—A permit issued under this section is valid for 5 years. A permit issued under this section is void in the event the vessel is no longer eligible for United States documentation, such documentation is revoked or denied, or the vessel is deleted from such documentation.

16 USC 5504.

SEC. 105. RESPONSIBILITIES OF THE SECRETARY.

(a) **RECORD.**—The Secretary shall maintain an automated file or record of high seas fishing vessels issued permits under section 104, including all information submitted under section 104(c)(2).

(b) **INFORMATION TO FAO.**—The Secretary, in cooperation with the Secretary of State and the Secretary of the department in which the Coast Guard is operating, shall—

(1) make available to FAO information contained in the record maintained under subsection (a);

(2) promptly notify FAO of changes in such information;

(3) promptly notify FAO of additions to or deletions from the record, and the reason for any deletion;

(4) convey to FAO information relating to any permit granted under section 104(b)(3), including the vessel's identity, owner or operator, and factors relevant to the Secretary's determination to issue the permit;

(5) report promptly to FAO all relevant information regarding any activities of high seas fishing vessels that undermine the effectiveness of international conservation and management measures, including the identity of the vessels and any sanctions imposed; and

(6) provide the FAO a summary of evidence regarding any activities of foreign vessels that undermine the effectiveness of international conservation and management measures.

(c) INFORMATION TO FLAG NATIONS.—If the Secretary, in cooperation with the Secretary of State and the Secretary of the department in which the Coast Guard is operating, has reasonable grounds to believe that a foreign vessel has engaged in activities undermining the effectiveness of international conservation and management measures, the Secretary shall—

(1) provide to the flag nation information, including appropriate evidentiary material, relating to those activities; and

(2) when such foreign vessel is voluntarily in a United States port, promptly notify the flag nation and, if requested by the flag nation, make arrangements to undertake such lawful investigatory measures as may be considered necessary to establish whether the vessel has been used contrary to the provisions of the Agreement.

(d) REGULATIONS.—The Secretary, after consultation with the Secretary of State and the Secretary of the department in which the Coast Guard is operating, may promulgate such regulations, in accordance with section 553 of title 5, United States Code, as may be necessary to carry out the purposes of the Agreement and this title. The Secretary shall coordinate such regulations with any other entities regulating high seas fishing vessels, in order to minimize duplication of permit application and reporting requirements. To the extent practicable, such regulations shall also be consistent with regulations implementing fishery management plans under the Magnuson Fishery Conservation and Management Act (16 U.S.C. 1801 et seq.).

(e) NOTICE OF INTERNATIONAL CONSERVATION AND MANAGEMENT MEASURES.—The Secretary, in consultation with the Secretary of State, shall publish in the Federal Register, from time to time, a notice listing international conservation and management measures recognized by the United States.

Federal Register,
publication.

SEC. 106. UNLAWFUL ACTIVITIES.

16 USC 5505.

It is unlawful for any person subject to the jurisdiction of the United States—

(1) to use a high seas fishing vessel on the high seas in contravention of international conservation and management measures described in section 105(e);

(2) to use a high seas fishing vessel on the high seas, unless the vessel has on board a valid permit issued under section 104;

(3) to use a high seas fishing vessel in violation of the conditions or restrictions of a permit issued under section 104;

(4) to falsify any information required to be reported, communicated, or recorded pursuant to this title or any regulation issued under this title, or to fail to submit in a timely fashion any required information, or to fail to report to the Secretary immediately any change in circumstances that has

the effect of rendering any such information false, incomplete, or misleading;

(5) to refuse to permit an authorized officer to board a high seas fishing vessel subject to such person's control for purposes of conducting any search or inspection in connection with the enforcement of this title or any regulation issued under this title;

(6) to forcibly assault, resist, oppose, impede, intimidate, or interfere with an authorized officer in the conduct of any search or inspection described in paragraph (5);

(7) to resist a lawful arrest or detention for any act prohibited by this section;

(8) to interfere with, delay, or prevent, by any means, the apprehension, arrest, or detection of another person, knowing that such person has committed any act prohibited by this section;

(9) to ship, transport, offer for sale, sell, purchase, import, export, or have custody, control, or possession of, any living marine resource taken or retained in violation of this title or any regulation or permit issued under this title; or

(10) to violate any provision of this title or any regulation or permit issued under this title.

16 USC 5506.

SEC. 107. ENFORCEMENT PROVISIONS.

(a) **DUTIES OF SECRETARIES.**—This title shall be enforced by the Secretary of Commerce and the Secretary of the department in which the Coast Guard is operating. Such Secretaries may by agreement utilize, on a reimbursable basis or otherwise, the personnel, services, equipment (including aircraft and vessels), and facilities of any other Federal agency, or of any State agency, in the performance of such duties. Such Secretaries shall, and the head of any Federal or State agency that has entered into an agreement with either such Secretary under this section may (if the agreement so provides), authorize officers to enforce the provisions of this title or any regulation or permit issued under this title.

(b) **DISTRICT COURT JURISDICTION.**—The district courts of the United States shall have exclusive jurisdiction over any case or controversy arising under the provisions of this title. In the case of Guam, and any Commonwealth, territory, or possession of the United States in the Pacific Ocean, the appropriate court is the United States District Court for the District of Guam, except that in the case of American Samoa, the appropriate court is the United States District Court for the District of Hawaii.

(c) **POWERS OF ENFORCEMENT OFFICERS.**—

(1) Any officer who is authorized under subsection (a) to enforce the provisions of this title may—

(A) with or without a warrant or other process—

(i) arrest any person, if the officer has reasonable cause to believe that such person has committed an act prohibited by paragraph (6), (7), (8), or (9) of section 106;

(ii) board, and search or inspect, any high seas fishing vessel;

(iii) seize any high seas fishing vessel (together with its fishing gear, furniture, appurtenances, stores, and cargo) used or employed in, or with respect to which it reasonably appears that such vessel was used

or employed in, the violation of any provision of this title or any regulation or permit issued under this title;

(iv) seize any living marine resource (wherever found) taken or retained, in any manner, in connection with or as a result of the commission of any act prohibited by section 106;

(v) seize any other evidence related to any violation of any provision of this title or any regulation or permit issued under this title;

(B) execute any warrant or other process issued by any court of competent jurisdiction; and

(C) exercise any other lawful authority.

(2) Subject to the direction of the Secretary, a person charged with law enforcement responsibilities by the Secretary who is performing a duty related to enforcement of a law regarding fisheries or other marine resources may make an arrest without a warrant for an offense against the United States committed in his presence, or for a felony cognizable under the laws of the United States, if he has reasonable grounds to believe that the person to be arrested has committed or is committing a felony.

(d) ISSUANCE OF CITATIONS.—If any authorized officer finds that a high seas fishing vessel is operating or has been operated in violation of any provision of this title, such officer may issue a citation to the owner or operator of such vessel in lieu of proceeding under subsection (c). If a permit has been issued pursuant to this title for such vessel, such officer shall note the issuance of any citation under this subsection, including the date thereof and the reason therefor, on the permit. The Secretary shall maintain a record of all citations issued pursuant to this subsection.

Records.

(e) LIABILITY FOR COSTS.—Any person assessed a civil penalty for, or convicted of, any violation of this Act shall be liable for the cost incurred in storage, care, and maintenance of any living marine resource or other property seized in connection with the violation.

SEC. 108. CIVIL PENALTIES AND PERMIT SANCTIONS.

16 USC 5507.

(a) CIVIL PENALTIES.—

(1) Any person who is found by the Secretary, after notice and opportunity for a hearing in accordance with section 554 of title 5, United States Code, to have committed an act prohibited by section 106 shall be liable to the United States for a civil penalty. The amount of the civil penalty shall not exceed \$100,000 for each violation. Each day of a continuing violation shall constitute a separate offense. The amount of such civil penalty shall be assessed by the Secretary by written notice. In determining the amount of such penalty, the Secretary shall take into account the nature, circumstances, extent, and gravity of the prohibited acts committed and, with respect to the violation, the degree of culpability, any history of prior offenses, and such other matters as justice may require.

(2) The Secretary may compromise, modify, or remit, with or without conditions, any civil penalty that is subject to imposition or that has been imposed under this section.

(b) PERMIT SANCTIONS.—

(1) In any case in which—

(A) a vessel of the United States has been used in the commission of an act prohibited under section 106;

(B) the owner or operator of a vessel or any other person who has been issued or has applied for a permit under section 104 has acted in violation of section 106; or

(C) any amount in settlement of a civil forfeiture imposed on a high seas fishing vessel or other property, or any civil penalty or criminal fine imposed on a high seas fishing vessel or on an owner or operator of such a vessel or on any other person who has been issued or has applied for a permit under any fishery resource statute enforced by the Secretary, has not been paid and is overdue, the Secretary may—

(i) revoke any permit issued to or applied for by such vessel or person under this title, with or without prejudice to the issuance of subsequent permits;

(ii) suspend such permit for a period of time considered by the Secretary to be appropriate;

(iii) deny such permit; or

(iv) impose additional conditions and restrictions on such permit.

(2) In imposing a sanction under this subsection, the Secretary shall take into account—

(A) the nature, circumstances, extent, and gravity of the prohibited acts for which the sanction is imposed; and

(B) with respect to the violator, the degree of culpability, any history of prior offenses, and such other matters as justice may require.

(3) Transfer of ownership of a high seas fishing vessel, by sale or otherwise, shall not extinguish any permit sanction that is in effect or is pending at the time of transfer of ownership. Before executing the transfer of ownership of a vessel, by sale or otherwise, the owner shall disclose in writing to the prospective transferee the existence of any permit sanction that will be in effect or pending with respect to the vessel at the time of the transfer. The Secretary may waive or compromise a sanction in the case of a transfer pursuant to court order.

(4) In the case of any permit that is suspended under this subsection for nonpayment of a civil penalty or criminal fine, the Secretary shall reinstate the permit upon payment of the penalty or fine and interest thereon at the prevailing rate.

(5) No sanctions shall be imposed under this subsection unless there has been prior opportunity for a hearing on the facts underlying the violation for which the sanction is imposed, either in conjunction with a civil penalty proceeding under this section or otherwise.

(c) HEARING.—For the purposes of conducting any hearing under this section, the Secretary may issue subpoenas for the attendance and testimony of witnesses and the production of relevant papers, books, and documents, and may administer oaths. Witnesses summoned shall be paid the same fees and mileage that are paid to witnesses in the courts of the United States. In case of contempt or refusal to obey a subpoena served upon any person pursuant to this subsection, the district court of the

United States for any district in which such person is found, resides, or transacts business, upon application by the United States and after notice to such person, shall have jurisdiction to issue an order requiring such person to appear and give testimony before the Secretary or to appear and produce documents before the Secretary, or both, and any failure to obey such order of the court may be punished by such court as a contempt thereof.

(d) JUDICIAL REVIEW.—Any person against whom a civil penalty is assessed under subsection (a) or against whose vessel a permit sanction is imposed under subsection (b) (other than a permit suspension for nonpayment of penalty or fine) may obtain review thereof in the United States district court for the appropriate district by filing a complaint against the Secretary in such court within 30 days from the date of such penalty or sanction. The Secretary shall promptly file in such court a certified copy of the record upon which such penalty or sanction was imposed, as provided in section 2112 of title 28, United States Code. The findings and order of the Secretary shall be set aside by such court if they are not found to be supported by substantial evidence, as provided in section 706(2) of title 5, United States Code.

(e) COLLECTION.—

(1) If any person fails to pay an assessment of a civil penalty after it has become a final and unappealable order, or after the appropriate court has entered final judgment in favor of the Secretary, the matter shall be referred to the Attorney General, who shall recover the amount assessed in any appropriate district court of the United States. In such action the validity and appropriateness of the final order imposing the civil penalty shall not be subject to review.

(2) A high seas fishing vessel (including its fishing gear, furniture, appurtenances, stores, and cargo) used in the commission of an act prohibited by section 106 shall be liable in rem for any civil penalty assessed for such violation under subsection (a) and may be proceeded against in any district court of the United States having jurisdiction thereof. Such penalty shall constitute a maritime lien on such vessel that may be recovered in an action in rem in the district court of the United States having jurisdiction over the vessel.

SEC. 109. CRIMINAL OFFENSES.

16 USC 5508.

(a) OFFENSES.—A person is guilty of an offense if the person commits any act prohibited by paragraph (6), (7), (8), or (9) of section 106.

(b) PUNISHMENT.—Any offense described in subsection (a) is a class A misdemeanor punishable by a fine under title 18, United States Code, or imprisonment for not more than one year, or both; except that if in the commission of any offense the person uses a dangerous weapon, engages in conduct that causes bodily injury to any authorized officer, or places any such officer in fear of imminent bodily injury, the offense is a felony punishable by a fine under title 18, United States Code, or imprisonment for not more than 10 years, or both.

SEC. 110. FORFEITURES.

16 USC 5509.

(a) IN GENERAL.—Any high seas fishing vessel (including its fishing gear, furniture, appurtenances, stores, and cargo) used, and any living marine resources (or the fair market value thereof) taken or retained, in any manner, in connection with or as a

result of the commission of any act prohibited by section 106 (other than an act for which the issuance of a citation under section 107 is a sufficient sanction) shall be subject to forfeiture to the United States. All or part of such vessel may, and all such living marine resources (or the fair market value thereof) shall, be forfeited to the United States pursuant to a civil proceeding under this section.

(b) JURISDICTION OF DISTRICT COURTS.—Any district court of the United States shall have jurisdiction, upon application of the Attorney General on behalf of the United States, to order any forfeiture authorized under subsection (a) and any action provided for under subsection (d).

(c) JUDGMENT.—If a judgment is entered for the United States in a civil forfeiture proceeding under this section, the Attorney General may seize any property or other interest declared forfeited to the United States, which has not previously been seized pursuant to this title or for which security has not previously been obtained. The provisions of the customs laws relating to—

(1) the seizure, forfeiture, and condemnation of property for violation of the customs law;

(2) the disposition of such property or the proceeds from the sale thereof; and

(3) the remission or mitigation of any such forfeiture;

shall apply to seizures and forfeitures incurred, or alleged to have been incurred, under the provisions of this title, unless such provisions are inconsistent with the purposes, policy, and provisions of this title.

(d) PROCEDURE.—

(1) Any officer authorized to serve any process in rem that is issued by a court under section 107(b) shall—

(A) stay the execution of such process; or

(B) discharge any living marine resources seized pursuant to such process;

upon receipt of a satisfactory bond or other security from any person claiming such property. Such bond or other security shall be conditioned upon such person delivering such property to the appropriate court upon order thereof, without any impairment of its value, or paying the monetary value of such property pursuant to an order of such court. Judgment shall be recoverable on such bond or other security against both the principal and any sureties in the event that any condition thereof is breached, as determined by such court.

(2) Any living marine resources seized pursuant to this title may be sold, subject to the approval of the appropriate court, for not less than the fair market value thereof. The proceeds of any such sale shall be deposited with such court pending the disposition of the matter involved.

(e) REBUTTABLE PRESUMPTION.—For purposes of this section, all living marine resources found on board a high seas fishing vessel and which are seized in connection with an act prohibited by section 106 are presumed to have been taken or retained in violation of this title, but the presumption can be rebutted by an appropriate showing of evidence to the contrary.

16 USC 5501
note.

SEC. 111. EFFECTIVE DATE.

This title shall take effect 120 days after the date of enactment of this Act.

High School, Goodman Auditorium, 411 5th Avenue, South, Virginia, MN 55792; on Sunday, July 15, 2001 at the Northern Michigan University's University Center, Michigan Room, 1401 Presque Isle, Marquette, MI 49855; and on Thursday, July 19, 2001 at the Newport Gateway, 19900 MacArthur Boulevard, Suite 300 (Food and Drug Administration Office), Irvine, CA 92612. All hearings will begin at 12 noon local time and conclude at 7 PM local time.

Procedure for Requesting Participation

The Department encourages interested public participants to present their views orally at the hearings. Any person wishing to make an oral presentation at the hearings must submit a written request to the Department of Commerce at the address indicated in the **ADDRESSES** section of this notice. The request to participate in the hearings must be accompanied by 3 copies of a summary of the oral presentation. The written request and summary must be received by the Department no later than Monday, June 25, 2001. In addition, the request to speak should contain (1) the name and address of the person requesting to make a presentation; (2) a daytime phone number where the person who would be making the oral presentation may be contacted before the hearing; (3) the organization or company they represent; (4) an e-mail address, if available, and (5) the location you will attend to make your presentation.

Please note that the submission of comments for presentation at the public hearings is separate from the request for written comments contained in the February 6, 2001 and April 18, 2001 **Federal Register** notices. Since it may be necessary to limit the number of persons making presentations, the written request to participate in the public hearing should describe the individual's interest in the hearings and, where appropriate, explain why the individual is a proper representative of a group or class of persons that has such an interest. If all interested parties cannot be accommodated at the hearings, the summaries of the oral presentations will be used to allocate speaking time and to ensure that a full range of comments is heard.

Each person selected to make a presentation will be notified by the Department of Commerce no later than 8 PM EDT on Friday, June 29, 2001. The Department will arrange the presentation times for the speakers. Attendees will be seated on a first-come, first-served basis. Persons selected to be heard are requested to bring 100 copies

of their oral presentation and of all exhibits to the hearing site on the day of the hearing. All such material must be of a size consistent with ease of handling, transportation and filing. While large exhibits may be used during a hearing, copies of such exhibits in reduced size must be provided to the panel. Written submissions by persons not selected to make presentations will be made part of the public record of the proceeding. Any person, whether presenting or not, may submit a written statement through August 17, 2001; 30 days after the last hearing date. Confidential business information may not be submitted at a public hearing. In the event confidential business information is submitted it will be handled according to the same procedures applicable to such information provided in the course of an investigation. See 15 CFR 705.6. Each hearing will be stenographically reported. Transcripts of the hearings may be purchased after the hearings have been completed from the Department for actual cost of duplication.

Copies of the requests to participate in the public hearings, and the transcripts of the hearings will be maintained on the Bureau of Export Administration's web page, which can be found at <http://www.bxa.doc.gov> (see Freedom of Information Act (FOIA) heading). If the requesters cannot access the web site, they may call (202) 482-2165 for assistance. The records related to this assessment are made accessible in accordance with the regulations published in part 4 of title 15 of the Code of Federal Regulations (15 CFR 4.1 *et seq.*)

Conduct of the Hearing

The Department reserves the right to select the persons to be heard at the hearings, to schedule their respective presentations, and to establish the procedures governing the conduct of the hearing. Each speaker will be limited to 10 minutes, and comments must be directly related to the criteria listed in 15 CFR part 705.4 of the regulations.

A Commerce Department official will be designated to preside at the hearings. The presiding officer shall determine all procedural matters during the hearings. Representatives from the Commerce Department and other U.S. Government agencies will make up the hearing panel. This will be a fact-finding proceeding; it will not be a judicial or evidentiary-type hearing. Only members of the hearing panel may ask questions, and there will be no cross-examination of persons presenting statements. However, questions submitted to the

presiding officer in writing may, at the discretion of the presiding officer, be posed to the presenter. No formal rules of evidence will apply to the hearings.

Any further procedural rules for the proper conduct of the hearing will be announced by the presiding officer.

Special Accommodations

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be received by the Department of Commerce no later than Friday, June 29, 2001 at the address indicated in the **ADDRESSES** section of this notice.

Dated: June 8, 2001.

Matthew S. Borman,

Deputy Assistant Secretary for Export Administration.

[FR Doc. 01-15024 Filed 6-13-01; 8:45 am]

BILLING CODE 3510-DT-U

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 061101B]

Pacific Albacore Logbook

AGENCY: National Oceanic and Atmospheric Administration (NOAA).

ACTION: Proposed information collection; comment request.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Pub. L. 104-13 (44 U.S.C. 3506 (c)(2)(A)).

DATES: Written comments must be submitted on or before August 13, 2001.

ADDRESSES: Direct all written comments to Madeleine Clayton, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6086, 14th and Constitution Avenue NW, Washington DC 20230 (or via Internet at MClayton@doc.gov).

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the information collection instrument(s) and instructions should be directed to Al Coan, Southwest Fisheries Science Center, 8604 La Jolla Shores Drive, P.O. Box 271, La Jolla, CA 92038-0271 (phone 858-546-7079).

SUPPLEMENTARY INFORMATION:

I. Abstract

Fishermen participating on the Pacific albacore tuna fishery are asked to voluntarily complete and submit logbooks documenting their catch and effort on fishing trips. Persons possessing High Seas Fishing Compliance Act permits are required to submit such logbooks. The information obtained is used by the agency to assess the status of albacore stocks and to monitor the fishery.

II. Method of Collection

A logbook form is used.

III. Data

OMB Number: 0648-0223.

Form Number: NOAA Form 88-197.

Type of Review: Regular submission.

Affected Public: Business and other for-profit organizations.

Estimated Number of Respondents: 200.

Estimated Time Per Response: 1 hour for a trip logbook.

Estimated Total Annual Burden Hours: 400.

Estimated Total Annual Cost to Public: \$128.

IV. Request for Comments

Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: June 8, 2001.

Gwellnar Banks,

Management Analyst, Office of the Chief Information Officer.

[FR Doc. 01-15056 Filed 6-13-01; 8:45 am]

BILLING CODE 3510-22-S

DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric Administration**

[I.D. 061101C]

Cooperative Tagging Center; Fish Tagging Report

AGENCY: National Oceanic and Atmospheric Administration (NOAA).

ACTION: Proposed information collection; comment request.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Pub. L. 104-13 (44 U.S.C. 3506 (c)(2)(A)).

DATES: Written comments must be submitted on or before July 16, 2001.

ADDRESSES: Direct all written comments to Madeleine Clayton, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6086, 14th and Constitution Avenue NW, Washington DC 20230 (or via Internet at MClayton@doc.gov).

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the information collection instrument(s) and instructions should be directed to Dr. Eric D. Prince, F/ SEC2, Room 320A, 75 Virginia Beach Drive, Miami, FL 33149-1003 (phone 305-361-4248).

SUPPLEMENTARY INFORMATION:**I. Abstract**

The Cooperative Tagging Center attempts to determine the migratory patterns and other biological information about billfish, tunas, and other game fish. Volunteer anglers are asked to tag and release their catch. Anglers provide information about the fish tagged and the location of tagging.

II. Method of Collection

Respondents fill out and mail in a Fish Tagging Report card when they tag a fish.

III. Data

OMB Number: 0648-0247.

Form Number: NOAA Form 88-162.

Type of Review:

Affected Public: Individuals or households.

Estimated Number of Respondents: 12,000.

Estimated Time Per Response: 2 minutes.

Estimated Total Annual Burden Hours: 360.

Estimated Total Annual Cost to Public: \$0.

IV. Request for Comments

Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: June 8, 2001.

Gwellnar Banks,

Management Analyst, Office of the Chief Information Officer.

[FR Doc. 01-15057 Filed 6-13-01; 8:45 am]

BILLING CODE 3510-22-S

DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric Administration**

[061101G]

Individual Fishing Quotas Program for Pacific Halibut and Sablefish in the Alaska Fisheries

AGENCY: National Oceanic and Atmospheric Administration (NOAA).

ACTION: Proposed information collection; comment request.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Pub. L. 104-13 (44 U.S.C. 3506(c)(2)(A)).

DATES: Written comments must be submitted on or before August 13, 2001.

ADDRESSES: Direct all written comments to Madeleine Clayton, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6086,